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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC. a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

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Case No. 2:10-cv-00106-LRH-PAL

**PLAINTIFFS ORACLE'S MOTION
TO SEAL THEIR MOTION TO
COMPEL KEVIN MADDOCK TO
APPEAR AT TRIAL**

Judge: Hon. Larry R. Hicks

Pursuant to the Stipulated Protective Order governing confidentiality of documents entered by the Court on May 21, 2010, Dkt. 55 (“Protective Order”), and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation (together “Oracle” or “Plaintiffs”) respectfully request that the Court order the Clerk of the Court to file under seal an unredacted copy of Oracle’s Motion to Compel Kevin Maddock to Appear at Trial (“Motion”) and Exhibits C-E to the Declaration of Kieran P. Ringgenberg in Support of Plaintiffs Oracle’s Motion to Compel Kevin Maddock to Appear at Trial (“Ringgenberg Declaration”). Unredacted copies of the Motion and Exhibits C-E were individually lodged under seal with the Court on September 4, 2015.

Sealing of the unredacted Motion and Exhibits C-E is requested because the redacted portions contain information that Rimini Street, Inc. and Seth Ravin (collectively the “Defendants”) have designated as “Confidential Information” and “Highly Confidential Information – Attorneys’ Eyes Only” under the terms of the Protective Order. The Protective Order states, “Counsel for any Designating Party may designate any Discovery Material as ‘Confidential Information’ and ‘Highly Confidential Information – Attorneys’ Eyes Only’ under the terms of this Protective Order only if such counsel in good faith believes that such Discovery Material contains such information and is subject to protection under Federal Rule of Civil Procedure 26(c). The designation by any Designating Party of any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information – Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the Designating Party reasonably believes there is a valid basis for such designation.” Protective Order ¶ 2.

For sealing requests relating to non-dispositive motions, such as this, the presumption of public access to court filings may be overcome by a showing of good cause under Rule 26(c). *See Pintos v. Pacific Creditors Ass’n*, 605 F.3d 665, 678 (9th Cir. 2010); *Kamakana v. Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). Defendants have identified the information redacted in the Motion as well as Exhibits C-E as Confidential and Highly Confidential, and therefore have represented that good cause exists for sealing those portions of the documents. This is a sufficient showing of good cause to permit a sealing order on a non-dispositive motion. *See*,

e.g., *Pac. Gas & Elec. Co. v. Lynch*, 216 F. Supp. 2d 1016, 1027 (N.D. Cal. 2002).

**TESTIMONY AND DOCUMENTS DESIGNATED BY RIMINI AS CONFIDENTIAL
OR HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY**

Rimini has designated the following documents cited or referred to in Oracle’s motion and proposed order as Confidential or Highly Confidential – Attorneys’ Eyes Only:

EX. NO.	DESCRIPTION	CONF. DESIGN.
C	Oracle’s Sixth Notice of Deposition Pursuant to Fed. R. Civ. P. 30(b)(6), dated November 7, 2011. [Oracle Depo. Ex. 1635]	Confidential
D	Excerpts from the deposition of Kevin Maddock taken on January 6, 2012.	Confidential
E	Excerpts from the deposition of Kevin Maddock taken on January 5, 2012.	Highly Confidential

For the foregoing reasons, Oracle respectfully requests that the Court find that good cause exists to file under seal the unredacted copies of the Motion and Exhibits C-E, and to issue an order sealing the same.

DATED: September 4, 2015

BOIES SCHILLER & FLEXNER LLP

By: /s/ Kieran P. Ringgenberg
Kieran P. Ringgenberg
Attorneys for Plaintiffs
Oracle USA, Inc., Oracle America, Inc.,
and Oracle International Corp.

CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of September, 2015, I electronically transmitted the foregoing **PLAINTIFFS ORACLE'S MOTION TO SEAL THEIR MOTION TO COMPEL KEVIN MADDOCK TO APPEAR AT TRIAL** to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel being registered to receive Electronic Filing.

/s/ Catherine Duong

An employee of Boies, Schiller & Flexner LLP